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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
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17 IN RE: BEXTRA AND CELEBREX
18 MARKETING SALES PRACTICES AND
19 PRODUCT LIABILITY LITIGATION
20

)
) Case Specific Number 06-6929
) MDL NO. 1699
) District Judge: Charles R. Breyer
)

21
22 Charles Cushing,
23 Plaintiffs,
24

)
) STIPULATION AND ORDER OF
) DISMISSAL WITH PREJUDICE
)

25 vs.

26 Pfizer, Inc., et al.
27 Defendants.
28

29 Come now the Plaintiffs, (CHARLES CUSHING) Defendants, by and through the
30 undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby
31 stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys'
32 fees and costs.


33 DATED: February 20, 2009

34 By: 

Attorneys for Plaintiff, Charles Cushing

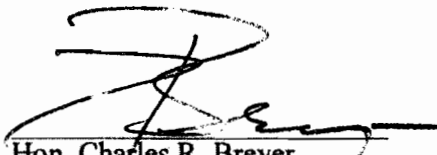
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2 DATED: April 27, 2009

DLA PIPER US LLP

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4 By: 
Michelle Sadowsky
Attorneys for Defendants

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8 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
9 **IT IS SO ORDERED.**

10 Dated: APR 30 2009

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Hon. Charles R. Breyer
United States District Court